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Attorneys for Defendant
STRYKER CORPORATION

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

D. MALAMA CHOCK,

Plaintiff,

vs.

STRYKER CORPORATION, a Michigan
Corporation; STRYKER ORTHOPAEDICS,
an entity of unknown form; and DOES 1
THROUGH 50,

Defendants.

Case No. 1:21-CV-00996-DAD-JLT

**STIPULATION AND [PROPOSED] ORDER
TO AMEND COMPLAINT**
(Doc. 6)

This Stipulation is made and entered into between Plaintiff D. Malama Chock ("Plaintiff") and Defendant Stryker Corporation ("Stryker"), by and through their respective counsel, with reference to the following:

1. WHEREAS, on March 12, 2021, Plaintiff filed her Complaint (the "Complaint") in the above-referenced matter in the Superior Court of California, County of Kern, Case Number BCV-21-100563-TSC;

2. WHEREAS, on June 23, 2021, Stryker timely removed this action to this Court;

3. WHEREAS, Stryker's current deadline to file a response to the Complaint is June 30, 2021.

4. WHEREAS, Plaintiff and Stryker met and conferred regarding potential amendments and revisions to the Complaint in order to avoid unnecessary motion practice;

1 5. WHEREAS, pursuant to Federal Rule of Civil Procedure Rule 15(a)(1), Plaintiff has
2 agreed to file a First Amended Complaint within twenty-one (21) days, no later than July 20, 2021;

3 6. WHEREAS, pursuant to Federal Rule of Civil Procedure Rule 15(a)(3), Stryker will
4 file a response to Plaintiff's First Amended Complaint within fourteen (14) days, no later than
5 August 3, 2021;

6 THEREFORE, Plaintiff D. Malama Chock and Stryker Corporation hereby stipulate that
7 Plaintiff will file a First Amended Complaint no later than July 20, 2021 and Stryker Corporation
8 will file a response to the First Amended Complaint no later than August 3, 2021.

9 **IT IS SO STIPULATED.**

10
11 Dated: June 30, 2021

LAW OFFICE OF D. JOSHUA STAUB

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13 /s/ D. Joshua Staub (as authorized on 6/30/2021)
D. Joshua Staub

14 Attorneys for Plaintiff
15 D. MALAMA CHOCK

16 Dated: June 30, 2021

MINTZ LEVIN COHN FERRIS GLOVSKY AND
17 POPEO, P.C.

18 /s/ Arameh Zargham O'Boyle
19 Arameh Zargham O'Boyle

20 Attorneys for Defendant
21 STRYKER CORPORATION
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1 **[PROPOSED] ORDER**

2 Pursuant to the parties' Stipulation, and for good cause shown, it is hereby ordered that
3 Plaintiff D. Malama Chock will file a First Amended Complaint no later than July 20, 2021 and
4 Defendant Stryker Corporation will file a responsive pleading by no later than August 3, 2021.

5
6 IT IS SO ORDERED.

7 Dated: **July 1, 2021**

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE